

**BEFORE THE ARIZONA BOARD OF
OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY**

IN THE MATTER OF:)	Case No. 2986
)	
)	SECOND AMENDED
EUGENE HANNIBAL PARDI, D.O.)	FINDINGS OF FACT, CONCLUSION
Holder of License No. 2221 for the)	OF LAW, AND ORDER OF PROBATION
practice of osteopathic medicine in the)	
State of Arizona.)	
_____)	

The Arizona Board of Osteopathic Examiners in Medicine and Surgery (hereafter "Board") met on October 26, 2002 and November 15, 2002 to consider whether Eugene Hannibal Pardi, D.O. (hereinafter "Respondent") was in compliance with the terms of the Order of Probation issued December 10, 2001. During the course of these proceedings, Respondent was present and not represented by counsel.

Following the Board's review of information and evidence obtained pursuant to A.R.S. § 32-1855 and § 32-1855.01, and having considered the evidence and information in the matter and being fully advised, the Board enters the following Amended Findings of Fact, Conclusions of Law and Order of Probation.

FINDINGS OF FACT

1. The Board is empowered, pursuant to A.R.S. § 32-1800, et seq to regulate the licensing and practice of osteopathic medicine in the State of Arizona.
2. Respondent is a licensee of the Board and the holder of License No. 2221 for the practice of osteopathic medicine in the State of Arizona.

3. On February 6, 2002, Respondent entered into an Amended Board Order for Probation that required in part (#7) that Respondent "shall not consume ...any controlled substances or any substances containing alcohol (i.e., prescription only drugs), unless such medication is prescribed for him by his treating physician."

4. On or about September 24, 2002, the Board received information that Respondent had written and picked up prescriptions for Effexor under his ex-wife's name for his own use.

5. On October 26, 2002, the Board voted in a public meeting to require Respondent to submit to evaluations by a Board-appointed psychiatrist and psychologist. Respondent agreed to not practice until the Board had received those evaluations and held a second meeting to consider them.

6. On November 13 and 14, 2002, the Board received the evaluations.

7. In public session, on November 15, 2002, the Board voted that Respondent was medically and/or psychologically able to engage in the practice of medicine, subject to continued probation.

CONCLUSION OF LAW

The aforementioned conduct alleged against Respondent constitutes unprofessional conduct as defined at:

A.R.S. § 32-1854 (22) Using controlled substances or prescription-only drugs unless they are prescribed by a medical practitioner, as defined in section 32-1901, as part of a lawful course of treatment, and

A.R.S. § 32-1854 (26) Violating a formal order, probation, or a stipulation issued by the Board under this chapter.

ORDER

NOW, THEREFORE, IT IS ORDERED AS FOLLOWS:

Pursuant to the authority vested in the Board, **IT IS HEREBY ORDERED THAT:**

1. Eugene Hannibal Pardi, D.O. ("Respondent"), Board License Number 2221, is continued under **PROBATION** for the remainder of the five-years previously ordered and is subject to the terms and conditions of that order.
2. Respondent's **PRESCRIBING PRIVILEGES ARE RESTRICTED** in that he shall not prescribe controlled substances. Respondent is not currently licensed with the U.S. Drug Enforcement Agency ("DEA") to prescribe controlled substances.
3. Respondent's therapist(s) shall receive a copy of this Second Amended Order and a copy of the evaluations ordered by the Board in November 2002, in order to further evaluate and, if appropriate, treat Respondent for any impulse disorders.
4. Respondent's failure to comply with the requirements of this Amended Order shall constitute unprofessional conduct as defined at A.R.S. § 32-1854 and Respondent agrees that any failure to comply with this Second Amended Order will result in the immediate revocation of his license.
5. **EFFECTIVE** the 17th day of December, 2002.

ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY

By: 
Elaine LeTarte, Acting Executive Director
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Served by personal service or
sending U.S. certified mail
this 23rd day of December, 2002 to:

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Drug Enforcement Administration
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